

FROM TREXLER ETAL.

(FRI) 1.14'05 16:32/ST. 16:32/NO. 4860347863 P 1

TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.
COUNSELORS AT LAW
THE CLARK ADAMS BUILDING
105 WEST ADAMS STREET, SUITE 3600
CHICAGO, ILLINOIS 60603-6299
(312) 704-1890

RECEIVED
CENTRAL FAX CENTER
JAN 14 2005

RICHARD R. TREXLER (1906-1995)
RICHARD BUSHNELL (1926-2004)
RICHARD A. GIANGIORGI
RAIFORD A. BLACKSTONE, JR.
DAVID J. MARR
LINDA L. PALOMAR
JAMES R. FOLEY
JAMES A. O'MALLEY
TIMOTHY M. MCCARTHY
PAIGE A. KITZINGER

FOUNDED 1890

PATENT, TRADEMARK, COPYRIGHT
AND RELATED MATTERS: ALL PHASES
INCLUDING LICENSING AND LITIGATION

FAX: (312) 704-8023
www.trexlaw.com

FACSIMILE TRANSMISSION

TOTAL PAGES (Including Cover Page) 4 DATE: January 14, 2005

Commissioner of Patents and Trademarks
TO: Attn.: Examiner Joseph L. Perrin FROM: Raiford A. Blackstone, Jr., Reg. No. 25,156

FAX NO: (703) 872-9306 FAX NO: (312) 704-8023

If you experience any difficulty with this transmission, please call (312) 704-1890 for assistance.

ORIGINAL COPY AND ENCLOSURES

 WILL BE SENT BY MAIL COURIER
 ✓ WILL NOT BE SENT

NOTES:

Inventor: Neil Cheyne
For: Laundry Machine
Art Unit: 1746
Serial No.: 10/692,044
Filed: October 23, 2003
Attorney Ref.: 1170/393831D/96D-DIV

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to fax number (703) 872-9306 on January 14, 2005.

Amy L. Mitchell
Amy L. Mitchell

IMPORTANT NOTICE

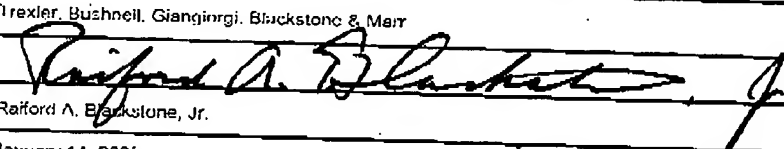
This transmission (including all attached pages) is intended only for the use of the named addressee(s), and may contain information that is privileged or exempt from disclosure under applicable law. **IF YOU ARE NOT A NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TRANSMISSION IS STRICTLY PROHIBITED.** If you have received this transmission in error, please destroy all copies and notify us immediately at this telephone number: (312) 704-1890.

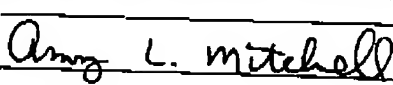
PTO/SB/21 (09-04)
Approved for use through 07/31/2008, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/602,044
	Filing Date	October 23, 2003
	First Named Inventor	Neil Cheyna
	Art Unit	1746
	Examiner Name	Joseph L. Perrin
	Attorney Docket Number	1770/39383D/96D-DIV
Total Number of Pages in This Submission		3

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks _____	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Trexler, Bushnell, Gianginigi, Blackstone & Marr	
Signature		
Printed name	Ralford A. Blackstone, Jr.	
Date	January 14, 2005	Reg. No. 25,156

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	Amy L. Mitchell	Date January 14, 2005

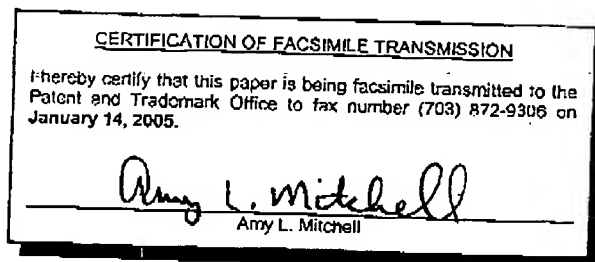
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

PATENT

Serial No.: 10/692,044)
Filed: October 23, 2003)
For: Laundry Machine)
Inventor: Cheyne)
Examiner: Joseph L. Perrin)
Art Unit: 1746)
Atty. Ref.: 1170/39383D/96D-DIV)

RECEIVED
CENTRAL FAX CENTER
JAN 14 2005RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of December 14, 2004 including a Restriction Requirement and having a shortened statutory period for response set to expire on January 14, 2005, Applicant elects Group II, claims 3 and 4, drawn to a direct current power supply with traverse.

The claims of Group I relate to a method for powering on and off a laundry washing machine. The claims of Group II relate to a direct current power supply for a washing appliance. The claims of Group I are closely related to the claims of Group II and are directed toward the same invention.

As recognized in *Ex parte Dryssen*, although method claims usually differ somewhat in scope from apparatus claims or at least they set forth the invention in different terms, it is a common practice of the Patent Office to allow method claims in the same application as the apparatus claims so long as the claims relate to the same subject matter of invention. 4 USPQ 338, 339 (Bd. Pat. App. 1930). Furthermore, as recognized in *Ex parte Pratt*, restriction is not required simply because the different claim sets have acquired separate status in the art. 46 USPQ 560, 561 (Bd. Pat. App. 1940). Finally, the Patent Office has held that the classification of patents and inventions is not for the purpose of establishing restriction requirements but for the purpose of searching. *Id.*

In view of the foregoing, Applicant respectfully requests that the requirement be withdrawn and all of the claims be examined.

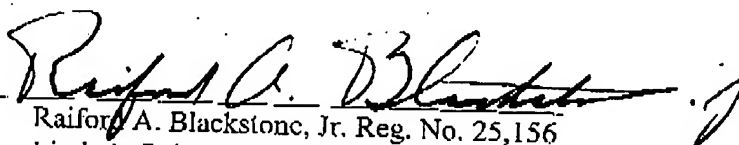
If the Examiner has any questions regarding this Response to Restriction Requirement, the Examiner is invited to contact one of the undersigned attorneys at (312) 704-1890.

Respectfully submitted,

Date:

Jan 14, 2015

By:



Raiford A. Blackstone, Jr. Reg. No. 25,156

Linda L. Palomar, Reg. No. 37,903

Paige A. Kitzinger Reg. No. 45,219

TREXLER, BUSHNELL, GIANGIORGI,

BLACKSTONE & MARR, LTD.

105 West Adams Street, 36th Floor

Chicago, Illinois 60603

Tel: (312) 704-1890

Fax: (312) 704-8023

753352